

REMARKS

In this Amendment, Applicant has amended Claims 1 – 2 to overcome the rejection and added Claims 3 – 4 to specify different embodiments of the present invention. It is respectfully submitted that no new matter has been introduced by the amended and added claims. All claims are now present for examination and favorable reconsideration is respectfully requested in view of the preceding amendments and the following comments.

CLAIM OBJECTIONS:

Claims 1 and 2 have been objected as containing informalities.

It is respectfully submitted that the objection has been overcome by the amendment. More specifically, Claims 1 and 2 have been amended to correct the word “intension” to “intention”. Therefore the objection has been overcome and withdraw of the objection is requested.

REJECTIONS UNDER 35 U.S.C. § 112 SECOND PARAPGRAPH:

Claims 1 – 2 have been rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

It is respectfully submitted that the rejections have been overcome by this amendment. More specifically, Claims 1 and 2 have been amended to delete the term “for example” and “such as” so that the meaning of the pending claims is clear.

Therefore, the rejection under 35 U.S.C. § 112, second paragraph, has been overcome. Accordingly, withdrawal of the rejections under 35 U.S.C. § 112, second paragraph, is respectfully requested.

REJECTIONS UNDER 35 U.S.C. § 102:

Claims 1 – 2 have been rejected under 35 U.S.C. § 102 (b) as allegedly being anticipated by Dimino (US 5,918,180), hereinafter Dimino.

Applicant traverses the rejection and respectfully submits that the presently claimed invention is not anticipated by the cited reference. More specifically, Claims 1 and 2 have been amended to specify the alarm system that comprises “a position information monitor alarm terminal installed in the movable goods and having a GPS position information receiving function, a cellular phone signal receiving function and an automatic transmission function for transmitting the GPS position information in a form of digital signal; and a cellular phone terminal that automatically and directly receives the digital signal transmitted by the position information monitor alarm terminal and processes the GPS position information without going through a third party; wherein the position information monitor alarm terminal and cellular phone terminal are physically separated and connected only through a wireless telephone network.” The support for the amendment can be found throughout the specification.

It is respectfully submitted that “[A] claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference.” *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). Dimino fails to disclose the feature that “an automatic transmission function for transmitting the GPS position information in a form of digital signal”, “a cellular phone terminal that automatically and directly receives the digital signal transmitted by the position information monitor alarm terminal and processes the GPS position information without going through a third party”, and “the position information monitor alarm terminal and cellular phone terminal are physically

separated and connected only through a wireless telephone network” in the amended claims. According to Dimino, the position information received from GPS is changed to a sound signal and it is heard by a cellular phone as sound information. However, the amended claim includes the feature that the GPS position information is transmitted to cellular phone of the parent device as a form of digital signal. In addition, the GPS receiver of the present invention is installed in the object. The GPS receiver and the cellular phone are separated. The receiver and cellular phone are both connected by a wireless telephone network.


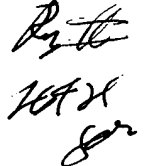
Regarding other references cited by the Examiner, as recognized by the Examiner, they are not pertinent to the present invention and have significant differences. For example, Yoshioda et al (US 6,262,655) discloses that the transmit time of the position information is judged when the transmit button is pushed down. According to Jones (US 6,486,801), the apparatus installed on the movable goods holds position information of the goods by using GPS and the information can be transmitted to the base station by means of the cellular phone. Teckchandani et al (US 6,816,090) discloses that the transmission of the movable goods position information is carried out when the position movement sensor detects an abnormal condition and no GPS is used in the system. Mitsui (US 2003/0151500) relates to a system provided with a vehicle-mounted apparatus informing a vehicle position information by means of GPS and transmitting such vehicle position information to the control center through the Internet. Finally, Andre et al. (US 2003/0151507) discloses that the vehicle position movement alarm transmission is carried out when the position movement sensor detects some abnormal condition of the vehicle. In addition, the GPS receiving apparatus is separated from the control apparatus and the communication apparatus. In summary, these references are irrelevant to the embodiments of the present invention as defined.

Therefore, the newly presented claims are not anticipated by Dimino and the rejection under 35 U.S.C. § 102 (b) has been overcome. Accordingly, withdrawal of the rejection under 35 U.S.C. § 102 (b) is respectfully requested.

Having overcome all outstanding grounds of rejection, the application is now in condition for allowance, and prompt action toward that end is respectfully solicited.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By  
John C. Holman
Registration No. 22,769

Date: September 15, 2005
(202) 638-6666
400 Seventh Street, N.W.
Washington, D.C. 20004
Atty. Dkt. No.: P69453US0